

TAX TIPS FOR AN AFFILIATED FINANCE COMPANY CONDUCTING BUSINESS IN DELAWARE

Things You Should Know

Since May 1, 1981, no corporation may carry on business in the State of Delaware as an affiliated finance company unless it has first obtained a license to conduct such business from the Division of Revenue and has paid a license fee measured by its capital base.

Definitions

An affiliated finance company is a corporation whose activity within Delaware is limited to the issuance of commercial paper or other debt obligations and use of the proceeds to make loans to one or more of its affiliated corporations or to purchase receivables from one or more of its affiliated corporations. An affiliated finance company means two or more corporations, which are members of a controlled group of corporations as defined in Section 1563 of the Internal Revenue Code.

License Requirements

Affiliated finance companies taxed under Chapter 63 of Title 30 of the Delaware Code are exempt from any occupational license taxes imposed by Part III of Title 30 of the Delaware Code. The licenses are valid for one year and must be renewed annually and the license fee paid on or before April 30 of each year.

Computation of the Annual License Fee

If the Capital Base is		The Annual License Fee Shall Be	
\$ 0.00	to	\$ 99,999,999.99	\$10,000
\$100,000,000.00	to	\$224,999,999.99	\$15,000
\$225,000,000.00	to	\$749,999,999.99	\$25,000
Over \$750,000,000.00			\$50,000

The State of Delaware also has a Division of Professional Regulations. Many occupations and some types of equipment have regulatory requirements. Please contact the Division of Professional Regulation for more information.

General

If you have any questions, please contact one of the following offices

<i>Wilmington</i>	<i>Dover</i>	<i>Georgetown</i>
Division of Revenue Carvel State Office Building 820 North French Street Wilmington DE 19801 (302) 577-8205	Division of Revenue Thomas Collins Building 540 South DuPont Highway Suite 2 Dover DE 19901 (302) 744-1085	Division of Revenue Suite 2 422 North DuPont Highway Georgetown DE 19947 (302) 856-5358

or by e-mail at: elliott.johns@state.de.us (302) 577-8262

FORM 1268-LA2
STATE OF DELAWARE
Division of Revenue
P.O. Box 2340
Wilmington DE 19899-2340

**APPLICATION/RENEWAL FOR
AFFILIATED FINANCE COMPANY
BUSINESS LICENSE
CALENDAR YEAR 2005**

Rev Code 0101
Bus Code 706

PART A - APPLICANT'S NAME AND ADDRESS

Enter Federal Employer Identification Number

Name of Business

Address

Zip Code

Delaware Address if Different

Zip Code

PART B - BUSINESS ACTIVITIES OF THE APPLICANT:

1. Is the applicant engaged in the issuing of commercial paper or other debt obligations?

YES [] NO []
 2. Does the applicant use substantially all of the proceeds from such obligations to make loans to, or purchase receivables from its affiliated corporations?

YES [] NO []
 3. Attach statement identifying each affiliated corporation to which loans were made or from which receivables were purchased.
 4. Did the applicant in the immediately preceding taxable year receive income from any source other than interest and discount income from its affiliated corporations totaling more than five percent (5%) of its annual net income?

YES [] NO []
 5. Attach statement listing the name and address of all persons or entities owning stock interest in the applicant and indicate the percentage of ownership.
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COMPUTATION OF FEE

IF THE CAPITAL BASE IS			THE ANNUAL LICENSE FEE SHALL BE
\$	0.00	to \$ 99,999,999.99	\$10,000
	\$100,000,000.00	to \$224,999,999.99	\$15,000
	\$225,000,000.00	to \$749,999,999.99	\$25,000
	Over	\$750,000,000.00	\$50,000

TOTAL AMOUNT PAID \$_____

The capital base shall be computed from the information shown on the corporation's certified financial statement for the year ending December 31 of the immediately preceding calendar year, or in the case of a fiscal year corporation, as of the end of its fiscal year ending within the immediately preceding calendar year.

A COPY OF SUCH FINANCIAL STATEMENT MUST BE SUBMITTED WITH THIS APPLICATION AND WITH EACH ANNUAL RENEWAL.

I certify that the foregoing information and attachments hereto are true, correct and complete to the best of my knowledge and belief:

Applicant's Signature

Title

Date

GENERAL INFORMATION

House Bill 28, approved February 18, 1981 (Vol. 63, Laws of Del., Chapter 2), amended Title 30 of the Delaware Code by adding a new Part VI (§6301 et seq) to provide for the licensing and taxation of affiliated finance companies.

Effective May 1, 1981, no corporation may carry on business in the State of Delaware as an **AFFILIATED FINANCE COMPANY** unless it has first obtained from the Division of Revenue a license to conduct such business and has paid a license fee measured by its **Capital Base**.

An **AFFILIATED FINANCE COMPANY** is defined to mean a corporation substantially all of whose activity within this State is limited to the issuance of commercial paper or other debt obligations and use of the proceeds to make loans to one or more of its affiliated corporations or to purchase receivables from one or more of its affiliated corporations. An **AFFILIATED CORPORATION** means two or more corporations, which are members of a controlled group of corporations as defined in Section 1563 of the Internal Revenue Code.

All affiliated finance companies taxed under Part VI shall be exempt from any occupational license taxes imposed by Part III of Title 30 of the Delaware Code. The license issued shall be valid for one year and must be renewed annually and the license fee paid on or before **April 30** of each year. A copy of a corporation's certified Financial Statement for the year ending December 31 of the immediately preceding calendar year, or in the case of a fiscal year corporation as of the end of its fiscal year ending within the immediately preceding calendar year, must be submitted with this application and with each annual renewal.

(Revised 02/08/05)